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1951

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Jan. 24

CONCORD, N.H.

Harold Cheney, Director
Division of Purchase and Property
Concord, New Hampshire

Dear Mr. Cheney:

In reply to your inquiry of January 17, 1951, please be advised that a bond is required for the treasurer of the University of New Hampshire. R.L., c. 222, s. 10; Reorganization Act, Pt. 24, s. 6; H.H. Reorganization Commission Report, c. 15, at p. 117. To the extent that the method of purchase prescribed by R. L., c. 222, s. 10 conflicts with the requirement that all bonds of state officials shall be purchased through the Director of Purchase and Property, after consultation with the Board of Approval as to amount and sufficiency of surety, it is repealed. Reorganization Act, s. 8; *Id.*, Part 6, s. 17, par. 1A; Part 24, s. 7. No bond is required by law for any other officer at the University and therefore such a bond could not be purchased or approved. Reorganization Act, Part 24, s. 6.

It is my conclusion that the trustees may obtain the treasurer's bond through you as Purchasing Agent, and that the Board of Approval has jurisdiction as to the amount and sufficiency of the surety.

I realize that the law may cause inconvenience, if not interference, to the University trustees in the exercise of powers which they might otherwise have as directors of a corporation. If this is the case, I would urge that appropriate legislation be adopted to remedy the situation. Please advise the University that this office will be glad to draft appropriate legislation if they so request.

Very truly yours,

Gordon M. Tiffany
Attorney General

GMT/d